Practitioner's Docket No. 701039-050025

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Confirmation No.:

Bruce R. ZETTER, Lloyd HUTCHINSON and Lere BAO

6593

Group No.: 1634

RECEIVED CENTRAL FAX CENTER

Application No.: Filed:

10/537,455 10/31/2005

Examiner: To be assigned

MAR 2 3 2006

ST AVAILABLE COP

For:

METHODS FOR DIAGNOSIS AND PROGNOSIS OF CANCER

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (571) 273-8300 on the date shown below:

- 1. Transmittal Form (2 pp.);
- 2. Request for Corrected Filing Receipt PTO Error (1 pg.);
- 3. COPY Filing Receipt with Corrections Marked in Red Ink (3 pp.);
- 4. COPY Coversheet to Corresponding Published International Application (1 pg.);
- 5. COPY Previously Submitted Preliminary Amendment (6 pp.);
- 6. COPY Previously Submitted Declaration and Power of Attorney Form (4 pp.);
- 7. COPY Previously Submitted Supplemental Application Data Sheet (7 pp.);
- 8. Return Receipt Postcard;

is on the date shown below being:

MAILING

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

and Trademark Office.

FACSIMILE

Nicole M. Aguirre

(type or print name of person certifying)

X transmitted by facsimile to the Patent

Date: March 23, 2006

Firm Name

Signature Printed name

Date

NIXON PEABODY LI

3123166

David S. Resnick / Candace M. Summerford

0 00.01p NIXON 1 EABOB1		
Under the Paperwork Reduction Act of 1995 TRANSMITTAL FORM (to be used for all correspondence after initial	Filing Date Octo First Named Inventor Bruce Art Unit Examiner Name To be	Approved for use through 07/31/2006. OMB 0851-003 and Trademark Office; U.S. DEPARTMENT OF COMMERC of information unless it displays a valid OMB control number 37,455 ober 31, 2005 ce R. ZETTER de assigned PTO/SB/21 (09-0 Approved for use through 07/31/2006. OMB 0851-003 Approved for use through 08/31/2006. OMB 0851-003 Approved for use through 08/31/2006.
Total Number of Pages in This Submission	Attorney Docket Number 7010	039-050025
	ENCLOSURES (Check all that ap	pply)
Fee Transmittal Form Fee Attached Amendment/Repty After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement	Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclalmer Request for Refund CD, Number of CD(s) Landscape Table on CD	After Allowance Communication to TO Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below): See the attached additional enclosure:
Certified Copy of Priority Document(s) Reply to MissIng Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53	Confirmation No. 6593 Customer No. 50828 The Commissioner is authorized to charge the NEARODY LLB Paresia A	rge fee deficiencies and credit overpayments

CERTIFICATE OF TRANSMISSION/MAILING					
I hereby certify that this correspondence is being facsimile transufficient postage as first class mail in an envelope addressed the date shown below:	ismitted to the USPTO or de to: Commissioner for Paten	eposited with the Unite	d States Postal Service with xandria, VA 22313-1450 on		
Signature Macin, Va /	Source				
Typed or printed name Nicole M. Aguirre		Date	03/23/2006		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

the NIXON PEABODY LLP Deposit Account No. 50-0850.

Reg. No.

34,235 / 58,109

This collection of Information is required by 37 CFR 1.5. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce. P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BES
贝
S
_
8
()
\simeq
D

	Application Number	10/537,455
TRANSMITTAL FORM	Filing Date	October 31, 2005
(PTO/SB/21)	First Named Inventor	Bruce R. ZETTER
	Art Unit	1634
ADDITIONAL ENCLOSURES	Examiner Name	To be assigned
	Attorney Docket Number	701039-050025

Request for Corrected Filing Receipt

COPY - Filing Receipt with Corrections Marked in Red Ink

COPY - Coversheet to Published International Application

COPY - Previously Submitted Preliminary Amendment

COPY - Previously Submitted Executed Dec/Power of Atty

COPY - Previously Submitted Suppl. Application Data Sheet

Certificate of Mailing

Return Receipt Postcard

PATENT

p.4

Practitioner's Docket No. 701039-050025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bruce R. ZETTER, Lloyd HUTCHINSON and Lere BAO

Confirmation No.:

6593

Application No.:

10/537,455

Group No.: 1634

Examiner: To be assigned 10/31/2005

Filed: For:

METHODS FOR DIAGNOSIS AND PROGNOSIS OF CANCER

MAIL STOP MISSING PARTS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CENTRAL FAX CENTER MAR 2 3 2006

REST AVAILABLI

REQUEST FOR CORRECTED FILING RECEIPT - PTO ERROR

- 1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
- 2. There are errors with respect to the following, which are incorrectly entered.

Error in

Correct data

i) Applicant's address for Lere Bao "Maryland" is incorrect

i.) Maynard

ii) Domestic Priority data - International Filing Date ii.) 01/09/2004

Applicants' attach hereto a copy of the filing receipt with corrections marked in red ink.

- 3. Applicants note that the correct information for the priority data has been submitted to the U.S. PTO in the Coversheet to the corresponding Published International Application; in the Preliminary Amendment filed on July 1, 2005, as well as in the Executed Declaration/Power of Attorney and Supplemental Application Data Sheet filed on October 26, 2005. In addition, the correct address for Lere Bao has also been listed in the executed Declaration/Power of Attorney form and the Supplemental Application Data Sheet. Copies of these previously filed documents are attached hereto.
- 4. Applicants do not believe any fees are associated with this submission. Authorization to charge fee deficiencies and credit overpayment to the NIXON PEABODY LLP Deposit Account No. 50-0850 is given in the event that Applicants are mistaken.

Date: _ B/25/06

David S. Resnick (Reg. No.: 34,235) Candace M. Summerford (Reg. No. 58,109)

NIXON PEABODY LLP 100 Summer Street Boston, MA 02110-2131

Tel. No.: 617-345-6057

Request for Corrected Filing Receipt-page 1 of 2





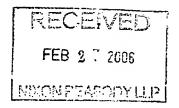


United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS D. REI MOD 1450 ia, Vogenia 22313-1450

		FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
	10/537,455	10/31/2005	1634	565	701039-050025	6	24	4

50828 DAVID S. RESNICK 100 SUMMER STREET NIXON PEABODY LLP BOSTON, MA 02110-2131



CONFIRMATION NO. 6593 **FILING RECEIPT** OC0000000180300481

Date Mailed: 02/22/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Bruce R Zetter, Wayland, MA; Lloyd Hutchinson, Arlington, MA; Lere Bao, Maryland, MA; Maynard

Assignment For Published Patent Application

Children's Medical Center Corporation, Boston, MA

Power of Attorney: The patent practitioners associated with Customer Number 50828.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/00447 01/09/2004* 01/09/2004 which claims benefit of 60/438,861 01/09/2003 (*)Data provided by applicant is not consistent with PTO records.

Foreign Applications

If Required, Foreign Filing License Granted: 02/09/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/537.455**

Projected Publication Date: 05/18/2006

Non-Publication Request: No

BEST AVAILABLE COP





Early Publication Request: No

** SMALL ENTITY **

Title

Methods for diagnosis and prognosis of cancer

Preliminary Class

435

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier



license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).